

## **FISCAL NOTE**

### **SB 1175 - HB 1218**

March 7, 2001

#### **SUMMARY OF BILL:**

1. Prohibits any court from entering any order or judgment that has the purpose or effect of concealing:
  - a public hazard or any information concerning a public hazard.
  - any information that may be useful to members of the public in protecting themselves from injury that may result from the public hazard.
2. Prohibits the enforcement of any portion of an agreement or contract that has the purpose or effect of concealing:
  - a public hazard, or any information which may be useful to members of the public in protecting themselves from injury which may result from the public hazard.
  - any information relating to the settlement or resolution of any claim or action against the state, its agencies, or subdivisions or against any municipality or constitutionally created commission.
3. Confers legal standing to contest an order, judgment, or agreement or contract that violates the prohibitions of this bill by motion in the court that entered the order or judgment or by bringing a declaratory judgment action.
4. Defines a *public hazard* as an instrumentality or the condition of an instrumentality that has caused or is likely to cause injury. *Instrumentality* would include, but not be limited to, any device, instrument, person, procedure, or product.
5. Provides that provisions of this bill would not apply to:
  - trade secrets
  - proprietary confidential business information
  - any information that is confidential under state or federal law

#### **ESTIMATED FISCAL IMPACT:**

**MINIMAL**

#### **CERTIFICATION:**

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.



James A. Davenport, Executive Director

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